

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

SYSCAN, INC.,

Plaintiff,

vs.

PLUSTEK INC. AND FUTUREWELL
HOLDING LIMITED

Defendants.

Case No. C 07-01603 JW

**STIPULATION TO CONTINUE CLAIM
CONSTRUCTION HEARING AND
[PROPOSED] ORDER**

1 **WHEREAS**, pursuant to the Order dated March 17, 2010 (Docket No. 143), the
2 Court have set the date for a claim construction hearing for April 23, 2010 at 9:00 a.m.;

3 **WHEREAS**, the parties have re-engaged in settlement discussions, and have made
4 substantial progress in negotiating settlement terms;

5 **WHEREAS**, through their respective counsel of record, the parties have met and
6 conferred to discuss continuing the claim construction hearing to allow the parties additional time
7 to negotiate the settlement; and

8 **IT IS HEREBY STIPULATED** by the undersigned parties, though their
9 respective counsel of record, that the Claim Construction Hearing be continued to Monday June
10 21, 2010 or an alternative date thereafter that would fit the Court's calendar.

11
12 DATED: April 14, 2010

13
14 By /s/ Yung Ming Chou

15 Yung Ming Chou
16 Attorneys for Plaintiff
17 **SYSCAN, INC.**

18 DATED: April 14, 2010

19 **KLEIN, O'NEILL & SINGH, LLP**

20 By /s/ Sang N. Dang

21 Sang N. Dang
22 Attorneys for Defendants
23 **PLUSTEK INC. AND FUTUREWELL HOLDING**
24 **LIMITED**
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1 ~~PROPOSED~~ ORDER

2 Based on the parties' representation that they have made "substantial progress" in
3 negotiating settlement terms, the Court finds good cause to GRANT the parties' a continuance of
4 the Claim Construction hearing currently set for April 23, 2010.

5
6 The Court sets **Friday, June 25, 2010 at 9 a.m.** for the Claim Construction hearing. On
7 or before **June 14, 2010**, the parties shall file a Joint Status Report to update the Court on their
8 settlement efforts. If a Stipulated Dismissal is on filed by **June 14, 2010**, the Claim Construction
9 will be automatically vacated.

10 Since this is the last Friday available for Claim Construction hearing until the Court's fall
11 calendar, no further continuances will be granted.

12
13 Dated: April 19, 2010

14 
15 JAMES WARE
16 United States District Judge